

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER
TIN-0017.

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR

09/868793

INTERNATIONAL APPLICATION NO.
PCT/BR99/00107

INTERNATIONAL FILING DATE
December 17, 1999

PRIORITY DATE CLAIMED
December 21, 1998

TITLE OF INVENTION

NEW UTILIZATION OF ALPHA-HIDROXY-PROPIONIC ACID IN MEDICINE

APPLICANT(S) FOR DO/EO/US

BENEDITO DA SILVA, ET AL.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

09/868793-10001-56/89960

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
 2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
 3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below.
 4. ☒ The US has been elected by the expiration of 19 months from the priority date (Article 31).
 5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c) (2))
 - a. ☒ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
 6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
 7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☒ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
 8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
 9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
 10. ☒ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).
 11. ☐ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
 12. ☐ A copy of the International Search Report (PCT/ISA/210).
- Items 13 to 20 below concern document(s) or information included:**
13. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
 14. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
 15. ☒ A **FIRST** preliminary amendment.
 16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
 17. ☐ A substitute specification.
 18. ☐ A change of power of attorney and/or address letter.
 19. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
 20. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
 21. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
 22. ☒ Certificate of Mailing by Express Mail
 23. ☒ Other items or information:

International Preliminary Examination Report with Annexes, communicated by International Bureau

US APPLICATION NO. (IF KNOWN, SERIAL NUMBER)
09/868993

INTERNATIONAL APPLICATION NO.
PCT/BR99/00107

JC18 Rec'd PCT/PTO 21 JUN 2001

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24. The following fees are submitted..

☒ **BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) :**

- ☒ Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO **\$1000.00**
- ☐ International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO **\$860.00**
- ☐ International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO **\$710.00**
- ☐ International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) **\$690.00**
- ☐ International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) **\$100.00**

CALCULATIONS PTO USE ONLY

ENTER APPROPRIATE BASIC FEE AMOUNT =

Surcharge of **\$130.00** for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492 (e)). ☐ 20 ☐ 30

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total claims	15 - 20 =	0	x \$18.00	\$0.00
Independent claims	1 - 3 =	0	x \$80.00	\$0.00
Multiple Dependent Claims (check if applicable)				\$0.00
TOTAL OF ABOVE CALCULATIONS				\$1,000.00
				\$500.00
SUBTOTAL				\$500.00
				\$0.00
TOTAL NATIONAL FEE				\$500.00
				\$0.00
TOTAL FEES ENCLOSED				\$500.00

☒ Applicant claims small entity status. (See 37 CFR 1.27). The fees indicated above are reduced by 1/2.

Processing fee of **\$130.00** for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492 (f)). ☐ 20 ☐ 30

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable). ☐

Amount to be:
 refunded \$
 charged \$

- a. ☒ A check in the amount of **\$500.00** to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. _____ in the amount of _____ to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. **06-1130**. A duplicate copy of this sheet is enclosed.
- d. ☐ Fees are to be charged to a credit card. **WARNING: Information on this form may become public. Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

CANTOR COLBURN LLP
 55 Griffin Road South
 Bloomfield, CT 06002
 Telephone: 860-286-2929
 Customer No. 23413

SIGNATURE

Daniel F. Drexler

NAME

47,535

REGISTRATION NUMBER

June 21, 2001

DATE